FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH AT NAGPUR

First Appeal No. 67/2006
(Montfort Industries Training Institute, Chandrapur, thro. Devhisia Brothers **VERSUS** SukhdeoMaroti Dhondre **)**

Office Notes, Office Memoranda of Coram, appearances, Court's orders of directions and Registrar's orders	Court's or Judge's orders

Mr. Dharmadhikari, counsel for the appellants.
Mr. Kale, counsel for the respondent.

CORAM : Smt. Vasanti A. Naik, J.
DATE : 26th September, 2007.

C.A. NO.6886/2007.

Heard the learned counsel for the parties.

By this civil application, the respondent/ applicant seeks permission to withdraw Application No.(WCA) 1/2003 filed before the Commissioner, Workmen's Compensation, Chandrapur in view of the Compromise Pursis bearing St. No.9667/2007.

I have perused the contents of the compromise pursis. It is stated in paragraph 3 of the compromise pursis which is the main term on which the settlement is effected between the parties, that the respondent has no objection if the amount deposited by the appellant in Labour Court, Chandrapur (A sum of Rs.1,45,400/-) is withdrawn by the appellant.

Since this Court was not inclined to quash and set aside the order passed by the Commissioner, Workmen's Compensation, Chandrapur on 09.12.2005

merely on the basis of the compromise pursis filed by the parties, the present application is preferred by the respondent for withdrawal of the application filed by him, before the Commissioner, Workmen's Compensation, Chandrapur. The respondent is granted permission to withdraw Application No.(WCA) 1/2003 since the matter is amicably settled between the parties. The counsel for the appellant submits that the appellant has no objection if this Court grants permission to the respondent to withdraw the Application No.(WCA) 1/2003 which was decided by the Commissioner, Workmen's Compensation, Chandrapur on 09.12.2005. The appellant is permitted to withdraw the amount of Rs.1,45,400/- deposited by the appellant before the Commissioner, Workmen's Compensation, Chandrapur.

The civil application is, therefore, allowed and disposed of.

The appeal also stands disposed of in view of the orders passed on this civil application.

JUDGE

APTE